

THE HONORABLE BARBARA J. ROTHSTEIN

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

KING COUNTY,

Plaintiff,

V.

THE TRAVELERS INDEMNITY
COMPANY, *et al.*,

Defendants.

NO. 2:14-cv-1957-BJR

ORDER GRANTING DEFENDANT
AFFILIATED FM INSURANCE
COMPANY'S MOTION FOR ORDER
APPROVING SETTLEMENT AND
BARRING CLAIMS

Note on Motion Calendar: August 9, 2019

This matter comes before the Court on Defendant Affiliated FM Insurance Company's Motion for Order Approving Settlement and Barring Claims. The Court has considered the motion and all pleadings on record.

The Court GRANTS Affiliated FM Insurance Company's Motion for Order Approving Settlement and Barring Claims and APPROVES the Confidential Settlement Agreement between Affiliated FM Insurance Company and King County with regards to King County's environmental claims concerning the Lower Duwamish Waterway

ORDER GRANTING DEFENDANT
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10105.700 sg250805 BARRING CLAIMS - 1

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1 Superfund Site, the East Waterway of the Harbor Island Superfund Site, natural resource
2 damage claims arising out of the referenced or other nearby sites, and related claims at
3 issue in this action. The Court further FINDS and ORDERS:

4 1. The Settlement Agreement executed between Affiliated FM Insurance
5 Company and King County is reasonable; was the result of arm's-length negotiations
6 between parties represented by experienced counsel; and is not collusive, inadequate, or
7 entered into for any improper purpose;

8 2. The non-Affiliated FM insurers are adequately protected based on the terms
9 of the Settlement Agreement, and King County's representations relating to potential
10 setoff for settlements in this case;

11 3. The Court ORDERS that the cross-claims and counterclaims against
12 Affiliated FM Insurance Company in this action are DISMISSED WITH PREJUDICE.
13 The Court further ORDERS that any other claims for contribution, allocation,
14 subrogation, equitable indemnity, or any other cause of action in connection with this
15 action against Affiliated FM Insurance Company by any other insurer alleged to provide
16 insurance to King County are hereby BARRED.
17

18 IT IS SO ORDERED.

19 Dated this 5th day of September, 2019.

20
21 
22 Barbara Jacobs Rothstein
23 U.S. District Court Judge

ORDER GRANTING DEFENDANT
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FOR ORDER APPROVING SETTLEMENT AND
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